

IN THE DRAWINGS:

Please enter the replacement drawing sheet (Figure 3) that is attached to this Amendment.

REMARKS

The Office Action mailed on October 4, 2007 has been received and its contents carefully considered.

The present Amendment forwards a replacement drawing sheet to correct the wrong typewriting in Figure 3 about the control unit 308. The detailed description in paragraph [0020] supports the amendments to the drawing. The present Amendment also revises the claims where appropriate to improve their grammar and their form under US claim-drafting practice.

The Office Action rejects all of the claims under 35 U.S.C. 102(e) as being anticipated by US patent 7,206,849 to Gernert et al (which will hereafter be called simply "Gernert" for the sake of convenient discussion). For the reasons discussed below, it is respectfully submitted that the rejection should be withdrawn.

It is well settled that a reference may anticipate a claim within the purview of 35 USC section 102 only if all the features and all the relationships recited in the claim are taught by the reference structure either by clear disclosure or under the principle of inherency.

Independent claim 1 recites an image access device with a wireless transmission function, comprising at least: a scan unit used for scanning a to-be-scanned document and outputting a scan image; a control unit used for receiving a signal, which initiates a wireless scan function, to control the scan unit to scan the to-be-scanned document; and a first wireless transmission unit used for receiving the scan image and transmitting the scan image to a portable electronic device in a wireless transmission way.

Independent claim 15 recites an image access device with a wireless transmission function comprising: a scan unit used for scanning a to-be-scanned document and outputting a

scan image; a wireless scan operation unit used for being triggered to output a signal which initiates the wireless scan function; a control unit used for receiving a signal, which initiates wireless scan function, to control the scan unit to scan the to-be-scanned document; and a first wireless transmission unit used for receive the scan image and transmitting the scan image to a portable electronic device in a wireless transmission way.

Independent claim 20 recites an image access device with a wireless transmission function comprising: a scan unit used for scanning a to-be-scanned document and outputting a scan image; a control unit used for receiving a signal, which initiates wireless scan function output by a computer, to control the scan unit to scan the to-be-scanned document; and a first wireless transmission unit used for receiving the scan image and transmitting the scan image to a portable electronic device.

In contrast, Gernert discloses a conventional network in Figure 1, and five different embodiments in Figures 2, 6, 8, 9 and in Figures 10A-10C. The conventional network in Figure 1 includes a Host computer 10, a Host database 22, and mobile computer terminals 12 and 14. The network in Figure 2 includes a Sender including a Network Mac 40 and a Receiver including a Network Mac 42. The network in Figure 6 includes a Host computer 130, a Host database 136, mobile computer terminals 120, 122, and data bases 124 and 126. The network in Figure 8 includes a host computer 188, cellular phones 170, pagers 172, personal digital assistants 174, desktop computers 176, fax machines 178, phones 180, and voice mail machines 182. The network in Figure 9 includes several kinds of peripherals 190. The scanner 200 in Figures 10A-10C includes a key hole 202, a scanner face 204, and a button 206.

The Office Action takes the position that the mobile computer terminal 12 (for example) in Figure 1 of the Gernert reference is the same as the image access device recited in the claims. However, Gernert does not teach (or suggest) that the mobile computer terminal 12 is used for accessing images. Furthermore, Gernert does not teach (or suggest) that the mobile computer terminal 12 includes a scan unit, a control unit, and a first wireless transmission unit, as recited in independent claims 1, 15, and 20. Therefore, the mobile computer terminal 12 of Gernert is not the same as the image access device of the present invention.

The Office Action also takes the position that the scanner 200 in Gernert's Figures 10A-10C is the same as the scan unit recited in claims 1, 15 and 20. However, Gernert does not teach (or suggest) that the scanner 200 is controlled to scan a to-be-scanned document by a control unit via a signal, which initiates a wireless scan function. Indeed, the scanner 200 of the reference is controlled to scan a symbol by pressing the button 206. Therefore, the scanner 200 of is not the same as the scan unit defined by the independent claims.

The Office Action also takes the position that the media access control (MAC) 40 in Figure 2 of Gernert is the same as the control unit recited in independent claims 1, 15 and 20. However, Gernert does not teach (or suggest) that the media access control 40 is used for receiving a signal, which initiates a wireless scan function, to control the scan unit to scan the to-be-scanned document. Therefore, the media access control (MAC) 40 of Gernert is not the same as the control unit of the independent claims.

In addition, the Office Action takes the position that the wireless networks 184 and the personal digital assistants 174 in Figure 8 of Gernert are respectively the same as the first wireless transmission unit and the portable electronic device recited in independent claims 1, 15

and 20 of the present invention. However, Gernert does not teach (or suggest) that that the wireless networks 184 are used for receiving the scan image and transmitting a scan image to personal digital assistants 174 in a wireless transmission way. Therefore, the wireless network 184 and the personal digital assistants 174 of Gernert are not the same as the first wireless transmission unit and the portable electronic device of the claims.

Thus, Gernert does not disclose all the features and all the relationships recited in independent claims 1, 15 and 20. Therefore, claims 1, 15 and 20 are not anticipated (or rendered obvious, either) by the cited reference. The remaining claims depend from independent claims 1, 15, and 20 and recite additional limitations to further define the invention, and so they are automatically patentable along with the independent claims and need not be further discussed.

Based on the above, it is respectfully submitted that this application is in condition for allowance. Reconsideration of the application is therefore respectfully requested

Respectfully submitted,

A handwritten signature in cursive script that reads "Allen Wood".

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